12 NOON

APPRECIATION OF SERVICES RENDERED BY SHRI M. M. JACOB AS DEPUTY CHAIRMAN

MR. CHAIRMAN: The Prime Minister will arrive at 12-15 and introduce the new Ministers.

SHRI NIRMAL CHATTERJEE (West Bengal): We can adjourn in the meantime.

MR. CHAIRMAN: No. There is some work.

I have to inform the Members that Shri M. M. Jacob has resigned his office as Deputy Chairman of Rajya Sabha with effect from 22nd October, 1986. It is customary on such occasion...

SHRI K. MOHANAN (Kerala): Without our sanction here?

MR. CHAIRMAN: It does not require your sanction.

SHRI PARVATHANENI UPENDRA (Andhra Pradesh): But he came down from the pedestal.

MR. CHAIRMAN: It is his choice.

SHRI DIPEN GHOSH (West Bengal): We wish he will not give ruling from that side.

MR. CHAIRMAN: I will tell you what he will do.

It is customary on such occasions to place on record the very valuable services rendered by the Deputy Chairman.

He has been Immense assistance to me, and he has brought to bear on the discharge of his functions fairness and objectivity and a very gentle and smooth temper. He has been of immense help to the House and to me. I wish him success in the new job he has taken.

I am sure, the leaders of the House would like to associate themselves with the sentiments. I give the floor to Mr. Dipen Ghosh.

SHRI DIPEN GHOSH: Mr. Chairman, Sir, I join you in welcoming our colleague, Mr. M. M. Jocob, as Minister of State for Parliamentary Affairs in charge of Rajya Sabha. As we got very good advice and assistance while he was Deputy Chairman, so I hope that we will be getting his advice and assistance from him as Minister of State, and while in the Chair as Deputy Chairman he was very impartial he will be doing the same job as Minister of State for Parliamentary Affairs.

Thank you.

SHRI ALADI ARUNA *alias* V. ARUNACHALAM (Tamil Nadu): Sir, we express our appreciation to our former Deputy Chairman who rendered good service during his tenure of office. Now he has joined the Cabinet. I appreciate him and wish him all success.

SHRI M. S. GURUPADASWAMY (Karnataka): Sir, on behalf of, my party, express my deep sense of appreciation and happines about his role as the Deputy Chairman of this House. Sir, he has become a member of the Treasury Benches. He may be having power now but he is having the power without the status which he enjoyed before. Anyway, I wish him all success in his new assignment.

Sir, I remamber that in the Chair he was very gentle and he was very nice both to the Opposition and to the Treasurey Benches. I wish him God speed.

SHRI PARVATHANENI UPENDRA : Sir, I echo the sentiments expressed by you. Really Mr. Jacob has done a very good job within the short time when he occupied this august position. I hope he will do better job as Minister of Parliamentary Affairs. He is a straight-forward man and an amenable man, may not be as diplomatic and as smart as Sitaram Kesriji. But still he has other qualities which will make him really successful.

At the same time I sympethise with you also for this intermittent gap of Deputy Chairmanship throwing a heavy burden on you.

Thank You.

श्री लाल कृष्ण आडवाणी (मध्य प्रदेश) : सभापति जी, मैं अपने को आपसे और बाकी साथियों से सम्बद्ध करता हूं । आपने जो विचार प्रकट किए हैं । श्री जैकब के साथ उपसभापति के नाते संबंध केवल दो महीने रहा, लेकिन जिस समिति का मैं सदस्य था, उसके वे सभापति दो साल तक रहे । इसलिए मेरा ज्यादा संबंध समिति के सभापति के नाते उनके साथ रहा है । अब वे संसदीय कार्य मंत्री के पद पर आ गए हैं, अब उनका संबंध विपक्ष से ज्यादा ही होगा । मुझे विश्वास है कि वे अपने दायित्व के प्रति भी न्याय करेंगे । इस अवसर पर मैं एक बात कहना चाहूंगा । उपसभापति का स्थान एक बार फिर रिक्त हो गया है । होना नहीं चाहिए था इतनी जल्दी लेकिन यह मामला कांग्रेस पार्टी का है हमारा उससे कोई संबंध नहीं है लेकिन मैं निवेदन करना चाहूंगा कि यहां पर उसके पहले एक परम्परा रही कि सभापति अगर बहुमत पार्टी का हो तो उपसभापति का स्थान जहां तक संभव हो विपक्ष में से किसी को दिया जाये । यह पुरानी परम्परा बीच में कुछ समय के लिए टूट गयी । अच्छा होगा इस अवसर का लाभ उठा कर हम उस पुरानी परम्परा को फिर से स्थापित करें और इस बार उपसभापति विपक्ष के किन्हीं सदस्य को बनाया जाये ।

SHRI PARVATHANENI UPENDRA: Whom does he want to immobilise, Sir?

श्री वीरेन्द्र वर्मा (उत्तर प्रदेश) : माननीय सभापति जी, माननीय जैकब साहब की बाबत आपने और विरोधी दल के अन्य नेताओं ने जो विचार व्यक्त किये हैं मैं अपने आप को उससे संबंध करता हूं । माननीय जैकब साहब बहुत ही कम समय इस उपसभापति की कुर्सी पर बैठकर कार्य कर पाये हैं । जिस निष्पक्षता के साथ उन्होंने हाउस को चलाया उसकी मैं प्रशंसा करता हूं और आशा करता हूं, कि संसदीय कार्य मंत्री का कार्य भी उतनी ही निष्पक्षता से करेंगे इसमें परमात्मा उन्हें सफलता प्रदान करे ।

THE LEADER OF THE HOUSE (SHRI VISHWANATH PRATAP SINGH) : Sir, you described the role of Mr. M. M. Jacob as Deputy Chairman.

We fully endorse his valuable contributions to the House.

Mr. Ghosh mentioned whether he will be equally impartial as he was in the Chair. Well from his seat of impartiality we have drawn him to the role of partiality, but I assure you as Minister of Parliamentary Affairs his partiality will be equally distributed to all, including to those in the Opposition.

THE MINISTER OF STATE IN THE DEPARTMENT OF PARLIAMENTARY AFFAIRS (SHRI M. M. JACOB): Hon. Chairman, I am very greatful to you for expressing kind words about me as Deputy Chairman of the House. I am also greatful to the leader of Opposition parties and the leader of the ruling party and all Members of this House for not only expressing their kind words now, but also for the wonderful cooperation they extended to me as Deputy Chairman during the tenure when I was in the Chair. I always feel that this was a very, very happy occasion in my life when I associated myself as a Deputy Chairman of the House, where I could get the cooperation and all kinds of possible help from all Members of the House irrespective of the fact whether they belonged to the ruling or Opposition benches.

In my new assignment which has now been entrusted to me. I will do my utmost to keep fairness, honesty, integrity and, above all, under-standing of the Members of the House. Though I certainly belong to the ruling party and responsibility to take this country forward is also shared between the ruling party and the Opposition, but the brunt of it is mostly borne by the ruling party, certainly I will discharge my duties loyally and faithfullyy.

I thank you very much for the good words expressed about me and I thank you once again, Mr. Chairman.

SHRI VISHWANATH PRATAP SINGH: May I introduce Mr. M. M. Jacob as Minister of State in the Department of Parliamentary Affairs.

STATEMENT BY MINISTER

Correcting the reply given in the Rajya Sabha on the 5th August, 1986 to Starred Question 267 regarding Provident Fund outstanding against M|s Amrita Bazar Patrika Limited and M|s Jagantar Limited

THE MINISTER OF STATE OF THE MINISTRY OF LABOUR (SHRI P. A. SANGMA): Sir, in reply to Rajya Sabha Starred Question No. 267 dated 5th August, it was stated *inter-alia* that the employees' share of provident fund contributions shown outstanding against M|s. Amrita Bazar Patrika Ltd. and M|s. Jagantar Ltd. has not been paid and that complaints under Section 406|409 IPC had been filed in both the cases recently and the matter was being followed up with the police authorities. It has, however, been found on further verification that the employees' share of provident fund contribution upto March, 1986 had already been deposited by the two establishments and that no complaints under Section 406|409 IPC had been filed against them. In view of the position stated above, the corrected answer to the question would be as follows:—

"(a) According to the provident fund authorities, both the Newspapers have deposited the employees' share of provident fund money, deducted upto March, 1986.

(b) and (c) A show cause notice was issued to the management of M/s. Amrita Bazar Patrika on 25-7-1986 asking as to why action should not be taken to prosecute them under section 406|409 IPC for non-payment of employees' share of contributions for April and May, 1986. A similar show cause notice was issued to M/s. Jagantar Limited on 26-6-1986, for non-payment employees' share of contribution for the month of April, 1986"

The omission is regretted [Placed in Library. *See* No. LT-3140/86].

PROCLAMATION UNDER ARTICLE 356 OF THE CONSTITUTION

MR. CHAIRMAN: Now proclamation under article 356 of the Constitution.

SHRI LAL K. ADVANI (Madhya Pradesh): Sir,....

MR. CHAIRMAN: I will allow you after the Minister lays it on the Table.

THE MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS AND MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI P. CHIDAMBARAM): Sir, on behalf of the Minister of Home Affairs, Shri Buta Singh, I lay on the Table:—

(a) Proclamation (G.S.R. No. 1061(E), issued by the President on September 7, 1986, under article 356 of the Constitution, in relation to the State of Jammu and Kashmir, under clause (3) of the said article.

(b) Order (G.S.R. No. 1062(E), dated September 7, 1986, made by the President under sub-clause (i) of clause (c) of the proclamation mentioned at (a) above.

(c) Report of the Governor of Jammu and Kashmir dated September 3, 1986, to the President recommending the issue of the Proclamation.

(d) Notification G.S.R. No. 1122(E) of the Ministry of Home Affairs dated October 1, 1986, publishing a corrigendum to G.S.R. Nos. 1061(E) and 1062(E), dated September 7, 1986.

II. Proclamation (No. P-1(86 of 1986) (in English and Hindi) issued by the Government of Jammu and Kashmir on